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April 24, 2017

VIA EMAIL AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Via Email: Wilson.ericj@epa.gov

Eric J. Wilson, Deputy Director for Enforcement and Homeland Security
Emergency and Remedial Response Division
US Environmental Protection Agency, Region II
290 Broadway
New York, NY 10007-1866

Via Email: Fajardo.juan@epa.gov

Juan Fajardo, Esq.
US Environmental Protection Agency, Region II
290 Broadway
New York, NY 10007-1866

Via Email: Flanagan.Sarah@epa.gov

Sarah P. Flanagan, Esq.
Office of Regional Counsel
NJ Superfund Branch
US Environmental Protection Agency, Region II
290 Broadway, 17th Floor
New York NY 10007

**Re: EPA March 30, 2017 Cash-Out Settlement Offers re: Diamond Alkali
Superfund Site, Lower 8.3 miles of the Lower Passaic River**

Dear Mr. Wilson, Mr. Fajardo and Ms. Flanagan:

On March 30, 2017, EPA Region 2 issued an offer of cash-out settlements at the Diamond Alkali Superfund Site Lower 8.3 Mile of the Lower Passaic River (OU2) to twenty

(20) individual PRPs. Revere Smelting and Refining Corp. was not among the twenty listed parties.

The letter states that parties not identified among the twenty early cash-out groups that are "not associated with the release of dioxins, furans, or PCBs into the Lower Passaic River" may be eligible to participate in a second phase cash-out settlement process. Revere meets these criteria and its discharges, if any, do not contribute to the need for a sediment remedy. Revere requests your confirmation that it will be included in the upcoming cash-out settlement process, which will, according to your letter, include an allocation process.

Please confirm that Revere will be included in the upcoming cash-out settlement process, and in the forthcoming letter to eligible parties that is referenced in your March 30 letter.

Sincerely,

A handwritten signature in black ink, reading "Jane C. Luxton". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Jane C. Luxton
Counsel for Revere Smelting
and Refining Corp.